

From: [Westfall, Constance](#)
To: [Charmaine Backens](#); [Eva Engelhart](#)
Cc: [Sarahan, Paul](#); mkoks@munsch.com; [Cynthia Brown/R6/USEPA/US@EPA](#); [Edwin Quinones/R6/USEPA/US@EPA](#); [Carnegie, Jack](#); randycsmith1@cs.com
Subject: RE: USOR Records
Date: 09/05/2012 05:28 PM

[Charmaine](#):

Would sometime between 1:00 and 3:00 p.m. on Friday (Sept. 7th) work for you for the call?

Thanks,

[Connie](#)

From: Charmaine Backens [<mailto:charmaine.backens@tceq.texas.gov>]
Sent: Tuesday, September 04, 2012 8:30 AM
To: Westfall, Constance; Eva Engelhart
Cc: Sarahan, Paul; mkoks@munsch.com; Brown.cynthia@epa.gov; HASEMAN_ROGER@dao.hctx.net; Edwin Quinones; david.green@oag.state.tx.us; Carnegie, Jack; randycsmith1@cs.com
Subject: RE: USOR Records

Connie—

At this time, my week is open except for Wednesday afternoon. Thanks,

Charmaine

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Please consider the environment before printing this email.

From: Westfall, Constance [<mailto:Connie.Westfall@strasburger.com>]
Sent: Saturday, September 01, 2012 4:40 PM
To: Eva Engelhart; Charmaine Backens
Cc: Sarahan, Paul; mkoks@munsch.com; Brown.cynthia@epa.gov; HASEMAN_ROGER@dao.hctx.net; Edwin Quinones; david.green@oag.state.tx.us; Carnegie, Jack; randycsmith1@cs.com
Subject: USOR Records

At the request of the Receiver (attached), Harris County has released eight boxes of records that were in its custody to the XDD facility where all of the other USOR Site records are stored. XDD will make

copies of these records, at the expense of the USOR Site PRP Group, and the originals will be returned to Harris County.

Representatives of the PRP Group would like to have access to these documents next week to supplement its box inventory. **We would appreciate confirmation by return e-mail that we have the TCEQ's and Receiver's approval to do so.** The protocols we have agreed upon will be followed (attached).

Additionally, we should clarify who has custody of these documents. In March, the State and the PRP Group represented to Judge Carter that the TCEQ would take custody of these documents when the prior Receiver was dismissed and Genssler had requested the documents be returned to him. Since then, however, Judge Carter appointed a substitute Receiver which obviates the need for the TCEQ to take custody.

I suggest that Charmaine, Eva, Paul and I have a call next week to talk through the specifics and make sure we are all on the same page. **Please let me know your availability.** Ed and Cindy, if you would like to participate, please let me know.

Thanks,

Connie



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